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8 **IN THE UNITED STATES DISTRICT COURT FOR THE**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 **UNITED STATES OF AMERICA and**
12 **JOHN MYERS, Revenue Officer,**

13 **Petitioners,**

14 **v.**

15 **PHILIP BEITPOULICE,**

16 **Respondent.**

)
) **NO. C-07-5653 MEJ**
)

) **ORDER TO SHOW CAUSE RE**
) **ENFORCEMENT OF INTERNAL**
) **REVENUE SERVICE SUMMONS**
)

17 Good cause having been shown by the petitioner upon its petition filed in the above-
18 entitled proceeding on November 7, 2007, it is hereby:

19 **ORDERED** that respondent Philip Beitpoullice appear before this Court on the 17th
20 day of January, 2008, at 10 a.m., in Courtroom No. B, 15th Floor, United States
21 District Court, 450 Golden Gate Avenue, San Francisco, California, and then and there show
22 cause, if any, why respondent should not be compelled to appear and provide documents and
23 testimony as required by the summons heretofore served upon respondent as alleged and set
24 forth in particular in said petition; and it is further

25 **ORDERED** that a copy of this Order to Show Cause, together with a copy of the
26 aforesaid petition, be served upon said respondent in accordance with Rule 4 of the Federal
27 Rules of Civil Procedure at least thirty-five (35) days before the return date of this Order above
28 specified; and it is further

1 **ORDERED** that within twenty-one (21) days before the return date of this Order,
2 respondent may file and serve a written response to the petition, supported by appropriate
3 affidavit(s) or declaration(s) in conformance with 28 U.S.C. § 1746, as well as any motion
4 respondent desires to make, that the petitioner may file and serve a written reply to such
5 response, if any, within fourteen (14) days before the return date of this Order; that all motions
6 and issues raised by the pleadings will be considered on the return date of this Order, and only
7 those issues raised by motion or brought into controversy by the responsive pleadings and
8 supported by affidavit(s) or declaration(s) will be considered at the return of this Order, and any
9 uncontested allegation in the petition will be considered admitted.

10 **ORDERED** this 12th day of December, 2007, at San Francisco, California.

